

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

JEAN MILLER,

2:10-CV-1994 JCM (PAL)

Plaintiff,

V.

ALLAN R. GRIFFITH, et al.,

Defendants.

ORDER

Presently before the court are plaintiff's motions for preliminary injunction. (Docs. #14, #22).

16 The defendants have not responded.

17 On February 24, 2011, (doc. #16) and again on March 7, 2011, (doc. #23) this court denied
18 plaintiff's motions for temporary restraining order (docs. #12, #21). In considering whether to grant
19 those motions, the court applied the same standard used now to determine whether to grant a
20 preliminary injunction: (1) a likelihood of success on the merits; (2) possibility of irreparable injury
21 if preliminary relief is not granted; (3) balance of equities; and (4) advancement of the public
22 interest. *Winter v. N.R.D.C.*, 129 S. Ct. 365, 374–76 (2008).

23 Plaintiff has presented to the court no new facts or law upon which the court may reconsider
24 its determination that plaintiff has not met this burden. *See School Dist. No. 1J v. ACandS, Inc.*, 5
25 F.3d 1255, 1263 (9th Cir. 1993) (“Reconsideration is appropriate if the district court (1) is presented
26 with newly discovered evidence, (2) committed clear error or the initial decision was manifestly
27 unjust, or (3) if there is an intervening change in controlling law.”); FED. R. Civ. P. 59(e); FED. R.

1 CIV. P. 60(b). Thus, applying the rationale from the previous orders (docs. #16, #23), the court
2 declines to issue a preliminary injunction in this case.

3 Accordingly,

4 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that plaintiff's motions for
5 preliminary injunction (docs. #14, #22) are hereby DENIED.

6 DATED April 11, 2011.

7 *James C. Mahan*
8 **UNITED STATES DISTRICT JUDGE**
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